

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hagen, Michael
Application No.: 10/009,473 Examiner: Emily M. Le
Filed: November 8, 2001 Art Unit: 1648
For: Adjuvant Combination Formulations
Confirmation No: 3152
Customer Number: 25291

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed March 19, 2008, and the Office Action dated December 4, 2008.

1. REQUEST FOR ORAL HEARING
 An oral hearing is respectfully requested. Pursuant to 37 CFR 41.20(b)(3), the fee is \$1,080.00.
2. FEE FOR FILING NOTICE OF APPEAL
Pursuant to 37 CFR 41.20(b)(1), the fee for filing the Notice of Appeal is \$540.00.
3. EXTENSION OF TERM
The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- (a) Applicant petitions for an extension of time for the total number of months checked below.

| | | | |
|--------------------------|---------------|----------------------|-------------|
| <input type="checkbox"/> | One Month. | Fee in the amount of | \$ 130.00 |
| <input type="checkbox"/> | Two Months. | Fee in the amount of | \$ 490.00 |
| <input type="checkbox"/> | Three Months. | Fee in the amount of | \$ 1,110.00 |
| <input type="checkbox"/> | Four Months. | Fee in the amount of | \$ 1,730.00 |
| <input type="checkbox"/> | Five Months. | Fee in the amount of | \$ 2,350.00 |

If an additional extension of time is required, please consider this a petition therefore.

(Check and complete the next item, if applicable)

- An extension for months has already been secured and the fee paid therefore of \$0.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$0.00

- (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

| | |
|------------------------|-----------------|
| Notice of Appeal fee | \$540.00 |
| Extension fee (if any) | 0.00 |
| Oral Hearing fee | 0.00 |
| TOTAL FEE DUE | \$540.00 |

5. FEE PAYMENT

Charge fee to Deposit Account No. 01-1425.

If any additional extension and/or fee is required, charge Account No. 01-1425.



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